City Commission Regular Meeting Agenda

December 18, 2007 -- 6:00 PM

Roll Call

Invocation: Chaplain Rick Braswell

Broward Sheriff's Office

Pledge of Allegiance

Approval of Minutes and Agenda -- November 20, 2007 Conference Meeting, December 4, 2007

Regular Meeting

PRESENTATIONS

COMMENDATION - DAVID MARSHALL

(PRES-01)

THE MAYOR AND CITY COMMISSION WILL ISSUE A COMMENDATION TO DAVID MARSHALL FOR HIS CONTRIBUTIONS TO IMPROVEMENTS MADE AT RIVERSIDE PARK.

Exhibit: Commission Agenda Report 07-2023

ACCEPTANCE OF GRANT REIMBURSEMENT CHECK - RIVERWALK PROJECTS FLORIDA INLAND NAVIGATION DISTRICT - \$2,927,734

(PRES-02)

THE MAYOR AND CITY COMMISSION WILL ACCEPT A GRANT REIMBURSEMENT CHECK IN THE AMOUNT OF \$2,927,734 FROM FLORIDA INLAND NAVIGATION DISTRICT FOR RIVERWALK WATERWAY AREA IMPROVEMENT PROJECTS.

Exhibit: Commission Agenda Report 07-1943

CONSENT AGENDA

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

EVENT AGREEMENT - FORT LAUDERDALE ROUGH WATER SWIM

(M-01)

A motion authorizing and approving execution of an Event Agreement with International Swimming Hall of Fame, Inc. for Fort Lauderdale Rough Water Swim, to be held Saturday, January 5, 2008, 7:30 AM - 11:30 AM at Fort Lauderdale Beach.

Recommend: Motion to approve.

EVENT AGREEMENT AND CO-SPONSORSHIP - 31ST ANNUAL WATERWAY CLEAN-UP

(M-02)

A motion authorizing and approving execution of an Event Agreement with Marine Industries Association of South Florida, Inc. for 31st Annual Waterway Cleanup, to be held Saturday, March 8, 2008, 9 AM - 1 PM at several waterfront locations throughout City and approving co-sponsorship to allow banners at specified locations, subject to permitting regulations detailed in Code of Ordinances.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1999

EVENT AGREEMENT - OLDIES NIGHT WITH RICK SHAW CLOSING OF SW 2 AVENUE - SW 2 STREET TO RIVERWALK

(M-03)

A motion authorizing and approving execution of an Event Agreement with Fort Lauderdale Historical Society, Inc. for Oldies Night With Rick Shaw, to be held at old Fort Lauderdale Village on Saturday, February 2, 2008, 7 PM - 11 PM and authorizing closing SW 2 Avenue from SW 2 Street to Riverwalk.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-2000

EVENT AGREEMENT - MISSION FESTIVAL CLOSING TARPON DRIVE

(M-04)

A motion authorizing and approving execution of an Event Agreement with First Presbyterian Church of Fort Lauderdale, Florida, Inc. for Mission Festival, to be held at the Church on Sunday, January 27, 2008, 8 AM - 1 PM and authorizing closing Tarpon Drive - Tarpon Terrace to Brickell Avenue.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1995

DONATION OF 1,295 TREES - TREE CANOPY RESTORATION T&G PROPERTIES OF SOUTH FLORIDA INC. d/b/a TOWER PALMS

(M-05)

A motion accepting a donation of 1,295 trees from T&G Properties of South Florida Inc. d/b/a Tower Palms for distribution to Fort Lauderdale homeowner associations and private citizens including planting on City property - tree canopy restoration.

Recommend: Motion to approve.

MARRIOTT HARBOR BEACH RESORT - 3030 HOLIDAY DRIVE DEVELOPMENT AGREEMENT AMENDMENT - LAUDERDALE BEACH ASSOCIATION

(M-06)

A motion authorizing the proper City Officials to execute a second amendment to development agreement with Lauderdale Beach Association - site plan revisions to Marriott Harbor Beach Resort - 3030 Holiday Drive.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-2017

GRANT APPLICATION - 2008 PRE-DISASTER MITIGATION - FEMA - \$570,000 PARKS AND RECREATION BUILDING HARDENING MEASURES

(M-07)

A motion authorizing the proper City Officials to apply for funding in the estimated amount of \$570,000 - Federal Emergency Management Agency - 2008 Pre-Disaster Mitigation Grant - hardening various Parks and Recreation buildings.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-2012

CHANGE ORDER 1 - TRIO DEVELOPMENT CORPORATION- \$34,924.69 & ADD 103 DAYS CROISSANT PARK MASTER PUMP STATION REHABILITATION AND REPLACEMENT

(M-08)

A motion authorizing 1) Change Order 1 with Trio Development Corporation, in the amount of \$34,924.69 and the addition of 103 non-compensable calendar days to contract period - Croissant Park Master Pump Station Rehabilitation and Replacement - Group V - Project 11122 and 2) transfer \$39,115.65 to fund this change order and engineering costs.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1889

CHANGE ORDER 10 – THE POOLE AND KENT COMPANY – CREDIT (\$44,124.10) FIVEASH WATER TREATMENT PLANT UPGRADES

(M-09)

A motion authorizing 1) Change Order 10 with The Poole and Kent Company, in the CREDIT amount of (\$44,124.10) - additional work and quantity adjustments - Fiveash Water Treatment Plant Upgrades Phase I – Project 10387, 2) reduction of encumbrance by (\$44,124.10) and 3) transfer funds to eliminate deficit in project.

Recommend: Motion to approve.

CHANGE ORDER 1 - RIVERWALK SOUTH REGIONAL PARK FUNDING SOURCE CHANGE - MBR CONSTRUCTION, INC.

(M-10)

A motion authorizing a funding source change for Change Order 1 to MBR Construction, Inc., in the amount of \$72,500 - Riverwalk South Regional Park.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1976

CHANGE ORDER 5 - PADULA AND WADSWORTH CONSTRUCTION, INC. - \$14,732.94

(M-11)

FIRE STATION 47 - ADDITIONAL SCOPE OF WORK

A motion authorizing Change Order 5 to Padula and Wadsworth Construction, Inc., in the amount of \$14,732.94 - additional scope of work at Fire Station 47 - Building Replacement - Project P10776.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1988

CHANGE ORDER 1 - MGI MORGAN GENERAL MECHANCIAL GROUP, INC. - \$59,476.76 POLICE HEADQUARTERS ELECTRICAL WIRING, GENERATOR AND SWITCHGEARS

(M-12)

A motion authorizing Change Order 1 with MGI-Morgan General Mechanical Group, Inc., in the amount of \$59,476.76 - additional work performed at Police Headquarters - electrical wiring, generator and switchgears - Project 10590C.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1987

CONTRACT AWARD - TENEX ENTERPRISES, INC. - \$68,990.25 DECORATIVE STREET NAME POSTS - VICTORIA PARK CIVIC ASSOCIATION

(M-13)

A motion authorizing 1) award and execution of contract with Tenex Enterprises, Inc., in the amount of \$68,990.25 - Victoria Park Neighborhood Improvements - installation of decorative street name sign posts in the neighborhood - NCIP Project 10788 and 2) transfer funds.

Recommend: Motion to approve.

EDGEWOOD - STATE ROAD 84 SANITARY SEWER AND WATER MAIN IMPROVEMENTS MAN-CON, INCORPORATED - WORK ORDER 10580D AND CHANGE ORDER 1

(M-14)

A motion authorizing to Man-Con, Incorporated 1) Work Order 10580D in the amount of \$1,198,285.84 - sanitary sewer and water main improvements – Edgewood Basins B, D, F, G, State Road 84 - Project 11070B, 2) Change Order 1, in the amount of \$350,206.64 - additional work and 3) transfer \$1,734,311.58 to fund this work order, change order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1970

AMENDMENT 2 - TASK ORDER 43 - LOHMEYER WASTEWATER TREATMENT PLANT CAMP DRESSER AND MCKEE, INC. - NET ZERO COST

(M-15)

A motion authorizing the proper City Officials to 1) execute Amendment 2 to Task Order 43 with Camp Dresser and McKee, Inc. - additional construction services associated with Equipment Replacement and Immediate Needs - Lohmeyer Wastewater Treatment Plant - Project 10767 and 2) reallocate unused funds in the amount of \$100,000 resulting in a net zero cost amendment.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1965

TASK ORDER 35 - CH2M HILL, INC. - \$6,830,665 WATERWORKS 2011 - 2008 PROGRAM MANAGEMENT SERVICES

(M-16)

A motion authorizing the proper City Officials to 1) execute Task Order 35 with CH2MHILL,Inc., in the amount of \$6,830,665 - 2008 WaterWorks 2011 program management services - Project 10365 and 2) transfer \$7,650,344.80 to fund this task order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1971

SETTLEMENT OF GENERAL LIABILITY CLAIM - GL-06-991C - \$55,000

(M-17)

A motion authorizing settlement of General Liability Claim GL06-991C - (Mathias Bower) - \$55,000.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1978

SETTLEMENT AGREEMENT - EMPLOYMENT TERMINATION - RICHARD MILROY

(M-18)

A motion authorizing the proper City Officials to execute a settlement agreement with Richard Milroy - employment termination - former police officer.

Recommend: Motion to approve.

NEW RIVER - RIVERWALK DOCKAGE FACILITIES - SUBMERGED LAND LEASE RENEWAL

(M-19)

A motion authorizing the proper City Officials to renew submerged land lease with Board of Trustees, State of Florida Internal Improvement Trust Fund, for use of New River - Riverwalk dockage facilities - term of January 1, 2008 through January 1, 2013.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1989

NEW RIVER - RIVERWALK FLOATING DAY DOCKAGE - \$50,000 GRANT AGREEMENT EXTENSION FLORIDA INLAND NAVIGATION DISTRICT

(M-20)

A motion authorizing extension to Grant Agreement with Florida Inland Navigation District - funding in the amount of \$50,000 - Phase I Floating Day Dockage Facilities - New River - Riverwalk - 330 SW 2 Street.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-2014

MUNICIPAL MARINE DOCKAGE FACILITIES - BULK CABLE TELEVISION SERVICE COMCAST OF FLORIDA, LP - TERM EXTENSION

(M-21)

A motion authorizing the proper City Officials to execute extension to agreement with Comcast of Florida, LP - bulk cable television service at Municipal Marine Dockage Facilities - term of January 12, 2008 through January 11, 2013.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-2001

CONSENT RESOLUTION

RESCHEDULING JANUARY 1, 2008 CITY COMMISSION MEETINGS

(CR-01)

A resolution rescheduling the January 1, 2008 City Commission Conference and Regular meetings to January 8, 2008 due to the New Year holiday.

Recommend: Adopt resolution.

AMEND OPERATING BUDGET - TRANSFER \$150,000 CAMERA EQUIPMENT - WASTEWATER GRAVITY AND STORMWATER LINES INSPECTION

(CR-02)

A resolution amending Fiscal Year 2007-2008 final operating budget, transferring \$150,000 to fund purchase of camera equipment - inspection of wastewater gravity and stormwater lines.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-1974

UTILITY ADVISORY COMMITTEE - TERM EXTENSION

(CR-03)

A resolution extending term of Utility Advisory Committee for a one year period, to expire on December 31, 2008.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-2008

TASK ORDER 2 – SOURCE REMOVAL OF SOILS - \$450,000 EVANS ENVIRONMENTAL AND GEOLOGICAL SCIENCE AND MANAGEMENT, LLC

(CR-04)

A resolution authorizing the proper City Officials to 1) execute Task Order 2 with Evans Environmental and Geological Science and Management, LLC, in the amount of \$450,000 - source removal of soils along NW 19 Avenue and NW 7 Street right of way areas - Project 9921, and 2) transfer \$450,000 to fund this task order.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-1986

AMEND OPERATING BUDGET - TRANSFER \$160,000 CITYWIDE LANDSCAPING IMPROVEMENTS PROJECT

(CR-05)

A resolution amending Fiscal Year 2007-2008 final operating budget, transferring \$160,000 - citywide landscaping improvements.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-1968

AMEND OPERATING BUDGET AND AGREEMENT - URS CORPORATION - \$49,442 EMERGENCY SAND RESTORATION - BEACH - NE 16 STREET

(CR-06)

A resolution authorizing 1) an emergency agreement with URS Corporation, in an amount not to exceed \$49,442 - facilitate implementation of field permit and address requirements associated with emergency sand restoration at Fort Lauderdale beach in NE 16 Street area and 2) amend fiscal year 2007-2008 final operating budget, appropriating \$49,442 to fund this agreement.

Recommend: Adopt resolution.

PURCHASING AGENDA

762-9517 - CHANGE ORDER 1 - DOWNTOWN NEW RIVER MASTER PLAN - \$53,543.50 RETAIL & REAL ESTATE MARKET SUB-CONSULTANT & AREA BOUNDARY EXPANSION

(PUR-01)

A motion authorizing a change order with Beyer Blinder Belle - retail and real estate market sub-consultant and study area boundary expansion - Downtown New River Master Plan is being presented for approval by Planning and Zoning Department.

Recommend: Motion to approve.

Vendor: Beyer Blinder Belle, Architects and Planners, LLP

New York, NY

Amount: \$53,543.50

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-2016

The Procurement Services Department has reviewed this item and recommends awarding the contract increase.

ALERTING SYSTEM FOR FIRE STATIONS 47 & 53

(PUR-02)

Purchase Fire Station Alerting System through Motorola for Fire Stations 47 and 53 as part of fire bond project is being presented for approval by Fire Rescue Department.

Recommend: Motion to approve.

Vendor: Motorola, Inc.

Schaumburg, IL

Amount: \$147,499.65

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1921

The Procurement Service Department has reviewed this item and recommends approving the proprietary purchase.

PROPRIETARY - RESIDENT BEACH PARKING CARDS

(PUR-03)

Purchase 10,000 pre-programmed Resident Beach Parking Cards from Bytewise Solutions, Inc. is being presented by Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: Bytewise Solutions, Inc.

Hialeah. FL

Amount: \$62,500.00 (estimated)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1983

The Procurement Services Department has reviewed this item and recommends approval of the proprietary purchase.

585-9865 - CITYWIDE TREE INVENTORY SERVICES

(PUR-04)

Purchase Citywide Tree Inventory Services is being presented by Parks and Recreation Department.

Recommend: Motion to approve.

Vendor: Earth Advisors, Inc.

Hollywood, FL

Amount: \$26,650.00 (estimated)

Bids Solicited/Rec'd: 693/4

Exhibit: Commission Agenda Report 07-1912

The Procurement Services Department has reviewed this item and recommends awarding to the first ranked proposer.

VEHICLE REPLACEMENTS FLORIDA SHERIFFS ASSOCIATION CONTRACT

(PUR-05)

Purchase thirty-three vehicle replacements identified in 2007-2008 Fleet Plan and Fleet Services Capital Budget is being presented for approval by Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: Various Vendors (see attached)

Amount: \$741,010.00

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1990

The Procurement Services Department has reviewed this item and recommends approval of purchases from the Florida Sheriff's Association Contract.

CONTRACT INCREASE - BOARD AND COMMITTEE TECHNICAL SUPPORT

(PUR-06)

Increase contract with BIS Digital - technical support to boards and committees is being presented for approval by City Clerk's Office.

Recommend: Motion to approve.

Vendor: Business Information Systems, Inc.

Fort Lauderdale, FL

Amount: \$16,920.00 (estimated increase)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-2015

The Procurement Services Department has reviewed this item and recommends approving the requested increase.

482-9856 - AIR CONDITIONING UNITS - POLICE HEADQUARTERS

(PUR-07)

Purchase and installation of three air conditioning units for Police Headquarters is being presented for approval by Public Works Department.

Recommend: Motion to approve.

Vendor: HYVAC, Inc.

Deerfield Beach, FL

Amount: \$27,870.00 Bids Solicited/Rec'd: 165/10

Exhibit: Commission Agenda Report 07-1913

The Procurement Services Department has reviewed this item and recommends awarding to the low responsive and responsible bidder.

06-33B CO-OP - QUICKLIME

(PUR-08)

One-year contract for purchase of quicklime is being presented for approval by Public Works Department.

Recommend: Motion to approve.

Vendor: Chemical Lime Company of Alabama, Inc.

Ft. Worth, TX

Amount: \$1,930,000.00 (estimated)

Bids Solicited/Rec'd: 7/3

Exhibit: Commission Agenda Report 07-1917

The Procurement Services Department has reviewed this item and recommends approving purchases from the Southeast Florida Governmental Purchasing Cooperative Group.

SOLE SOURCE CONTRACT - WASTE MANAGEMENT - TRASH DISPOSAL

(PUR-09)

One-year contract for grit, rag and trash disposal is being presented for approval by Public Works Department.

Recommend: Motion to approve.

Vendor: Waste Management, Inc. of Florida

Houston, TX

Amount: \$40,950.00 (estimated)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1963

The Procurement Services Department has reviewed this item and recommends awarding the sole source purchase.

473-9877 - CONSTRUCTION DEBRIS DISPOSAL

(PUR-10)

One-year contract for disposal of construction debris is being presented for approval by Public Works Department.

Recommend: Motion to approve.

Vendor: DRD Enterprises, Inc. of Davie

Plantation, FL

Amount: \$96,000.00 (estimated)

Bids Solicited/Rec'd: 540/3

Exhibit: Commission Agenda Report 07-1967

The Procurement Services Department has reviewed this item and recommends awarding to the low responsive and responsible bidder.

482-9891 - STREETLIGHT POLE SETTING AND REMOVAL

(PUR-11)

Two-year contract for setting and removal of streetlight poles and related services is being presented for approval by Public Works Department.

Recommend: Motion to approve.

Vendor: Signal Technology and Installation Corporation

Fort Lauderdale, FL

Amount: \$82,775.00 (estimated)

Bids Solicited/Rec'd: 629/2

Exhibit: Commission Agenda Report 07-1975

The Procurement Services Department has reviewed this item and recommends awarding to the low responsive and responsible bidder.

PREQUALIFICATION OF VENDORS - WATER DISTRIBUTION SYSTEM PIPE

(PUR-12)

Approval to prequalify four vendors for purchase of Water Distribution System Pipe is being presented by Public Works Department.

Recommend: Motion to approve.

Vendor: HD Supply Waterworks, LTD Atlanta, GA; Ferguson Enterprises, Inc. Newport

News, VA;

Florida Irrigation Supply, Inc. Sanford, FL; Wind Chill Mechanical Corp. West Park, FL \$450,000,00 (not to exceed)

Amount: \$450,000.00 (not to exceed)

Bids Solicited/Rec'd: 195/5

Exhibit: Commission Agenda Report 07-1977

The Procurement Services Department has reviewed this item and recommends approving purchases from this pre-qualified list.

RESOLUTIONS

SITE PLAN LEVEL II - EXTENSION OF TIME - 300 THIRD MIXED USE - 163-R-04

(R-01)

Applicant: Las Olas Properties Inc.

Location: 300 NE 3 Avenue

Zoning: Regional Activity Center - City Center RAC-CC

Anyone wishing to speak on this item must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

Recommend: Introduce resolution.

Exhibit: Commission Agenda Report 07-1992

NO OBJECTION TO PLAT NOTE AMENDMENT – KIMBERLY PLAT PIER 66 - 2301 SE 17 STREET – 1-R-07 (A)

(R-02)

Applicant: 2301 SE 17th Street, LLC / BRE-Pier 66 Development, LLC

Location: 2301 SE 17th Street Zoning: Boulevard Business B-1

Recommend: Introduce resolution.

Exhibit: Commission Agenda Report 07-1993

REIMBURSEMENT RESTRICTION RELEASE - DIXIE COURT APARTMENTS - \$65,000 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS - HOUSING AUTHORITY

(R-03)

A resolution authorizing the proper City Officials to execute a release of restriction - reimbursement of Community Development Block Grant funds in the amount of \$65,000 - Dixie Court Apartments Rehabilitation - Housing Authority.

Recommend: Introduce resolution.

ORDINANCES

CODE AMENDMENT - CHAPTER 25, ARTICLE VII REGULATIONS FOR PLACEMENT OF NEWSRACKS IN CITY RIGHTS OF WAY

(0-01)

An ordinance amending the Code of Ordinances, Chapter 25, Article VII, Moveable Fixtures within Right of Way - regulations regarding placement, maintenance, weight, size and height of newsracks in City rights-of-way.

Recommend: Introduce ordinance on first reading.

Exhibit: Commission Agenda Report 07-1979

PROHIBITION - MEMBERS OF CITY COMMISSION SOLICITING GIFTS OR DONATIONS FOR THIRD PARTIES

(O-02)

An ordinance prohibiting members of the City Commission from soliciting any gifts or donations for any third party, including charitable organizations, from any person or entity that does business with the City.

Recommend: Introduce ordinance on second reading.

Exhibit: Commission Agenda Report 07-2004

CODE AMENDMENT - SECTION 2-262 - LOBBYIST REPORTING REQUIREMENT CITY COMMISSION MEMBERS SOLICITING GIFTS OR DONATIONS FOR THIRD PARTIES

(O-03)

An ordinance amending the Code of Ordinances, Section 2-262, Lobbying Registration and Statements - requiring lobbyists to report any instance in which they were solicited by a member of the City Commission or any instance in which they gave a donation to a member of the City Commission for a third party.

Recommend: Introduce ordinance for second reading.

Exhibit: Commission Agenda Report 07-2005

VACATE ALLEYWAY - NE 5 STREET - VICTORIA PARK - DAWN DEMARTINI - 5-P-07

(O-04)

Applicant: Dawn DeMartini

Location: Eastern Terminus of NE 5 Street - Victoria Park

Recommend: Introduce ordinance on second reading.